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\_\_\_\_\_  
District Court  
\_\_\_\_\_  
County, State of Utah

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	)	
Petitioner	)	<b>PETITION FOR EXPUNGEMENT OF RECORD</b>
	)	
Address	)	Case No. _____
	)	
Birthdate	)	Judge _____
	)	
Petitioner.	)	

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Petitioner petitions this Court for an order of expungement of any and all records relating to the following offense:

1. Petitioner was arrested on \_\_\_\_\_, 19\_\_ by \_\_\_\_\_ (law enforcement agency) under law enforcement file number \_\_\_\_\_ for the following crime(s) and/or charge(s), (with the appropriate code or ordinance citation), arising out of the same criminal episode:

-----  
\_\_\_\_\_  
\_\_\_\_\_

filed under the following case number(s): \_\_\_\_\_

2

With regard to the crime(s) and/or charge(s), the following has occurred (check a, b or c, and all other appropriate boxes):

( ) a. 30 days have passed since arrest, there have been no intervening arrests, and one of the following has occurred:

( ) Petitioner was released without the filing of formal charges

( ) Proceedings against Petitioner were dismissed on \_\_\_\_\_

( ) Petitioner was discharged without a conviction and no new charges were filed within 30 days

( ) The Petitioner was acquitted at trial

( ) b. 30 days have not passed since the time of arrest, but the following extraordinary circumstances exist for granting the expungement:

\_\_\_\_\_  
\_\_\_\_\_  
( ) c. Petitioner was convicted in this Court on \_\_\_\_\_, 19\_\_, for the crime(s) of \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Pursuant to Utah Code Ann. § 77-18-12, Petitioner has obtained an expungement certificate from the Law Enforcement and Technical Services Division of the Department of Public Safety (the Utah Bureau of Criminal Identification), which is attached to this petition and which shows that Petitioner is eligible to have the conviction expunged.

3. Check one of the following:

( ) Petitioner requests that all records in the petitioner's case be expunged

( ) Petitioner requests that only the following records be expunged:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

( ) Petitioner requests that only petitioner's name be expunged from all records

Dated this \_\_\_\_ day of \_\_\_\_\_ 19\_\_.

\_\_\_\_\_  
Counsel for Petitioner/Pro Se Petitioner

### **Mailing Certificate**

I certify that I have served (either by first class mail or hand delivering) Petitioner's Petition for Expungement of Records, and the expungement certificate issued by the Law Enforcement and Technical Services Division of the Department of Public Safety, to the prosecuting attorney and the Department of Corrections at the following addresses:

\_\_\_\_\_

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\_\_\_\_ District Court  
\_\_\_\_ County, State of Utah

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_____ Petitioner	)	<b>ORDER FOR EXPUNGEMENT OF RECORD</b>
	)	
	)	
	)	
_____ Address	)	Case No. _____
	)	
_____ Birthdate	)	Judge _____
	)	
Petitioner.	)	

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The Court having reviewed Petitioner's Petition for Expungement of Records and having found as follows:

1. That Petitioner was arrested on \_\_\_\_\_ (date) by \_\_\_\_\_  
(law enforcement agency) for the following charges: \_\_\_\_\_  
filed under the following case number(s): \_\_\_\_\_

2. The Petitioner has met all of the conditions for expungement and the Court is satisfied that there are no reasonable objections to Petitioner's petition;

**IT IS HEREBY ORDERED:**

1. ( ) All records in Petitioner's case in the custody of this court, any other court, or any state, county or local entity, agency or official, as identified in the above petition, shall be sealed pursuant to Utah Code Ann. § 77-18-14.

OR

( ) The following records in Petitioner's case shall be expunged:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

( ) References to Petitioner's name shall be removed from records in Petitioner's case in the custody of this court, any other court, or any state, county or local entity, agency, agency or official pursuant to Utah Code Ann. § 77-18-14.

2. Petitioner shall distribute this order to all affected agencies and officials including the arresting agency, the booking agency, the prosecutor's office, the Department of Corrections, the Law Enforcement and Technical Services Division of the Department of Public Safety (the Utah Bureau of Criminal Identification), the Board of Pardons, and all interested courts.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

\_\_\_\_\_  
COURT JUDGE

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\_\_\_\_\_  
District Court  
\_\_\_\_\_  
County, State of Utah

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_____	)	
Petitioner	)	<b>RECEIPT, CONSENT AND</b>
	)	<b>WAIVER OF HEARING</b>
	)	
_____	)	
Address	)	Case No. _____
	)	
_____	)	Judge _____
Birthdate	)	
	)	
	)	
Petitioner.	)	

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The undersigned acknowledges receipt of a copy of Petitioner's Petition for Expungement. The undersigned waives the right to object to Petitioner's Petition and consents to this court entering an Order for Expungement of Records without further hearing.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

\_\_\_\_\_  
Prosecutor

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\_\_\_\_\_  
District Court  
\_\_\_\_\_  
County, State of Utah

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_____ Petitioner	)	<b>ORDER FOR EVALUATION</b>
	)	
	)	
	)	
_____ Address	)	Case No. _____
	)	
_____ Birthdate	)	Judge _____
	)	
	)	
Petitioner.	)	

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The Court having reviewed Petitioner's Petition for Expungement and the Court having determined that a written evaluation may be helpful in this matter,

IT IS HEREBY ORDERED that the Adult Parole and Probation of the Department of Corrections shall prepare a written evaluation on the Petitioner and submit it to the Court and the prosecuting attorney pursuant to Utah Code Ann. §77-18-11. The written evaluation shall contain a recommendation on expungement.,

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

BY THE COURT:

\_\_\_\_\_  
\_\_\_\_\_  
COURT JUDGE

_____	)	
Petitioner	)	<b>NOTICE TO SUBMIT</b>
	)	<b>FOR DECISION</b>
_____	)	
Address	)	Case No. _____
	)	
_____	)	Judge _____
Birthdate	)	
	)	
Petitioner.	)	

Petitioner filed a Petition for Expungement and Sealing of Record on \_\_\_\_\_, 19\_\_, along with an expungement certificate issued by the Law Enforcement and Technical Services Division of the Department of Public Safety. These documents were served upon the prosecuting attorney and the Department of Corrections more than 30 days ago and the prosecuting attorney has not objected to the petition or requested a hearing. The court has not received a request for hearing from any victim and therefore Petitioner requests that this Court grant Petitioner's petition and execute the accompanying Order, or set forth its reasons for denying to do so.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

Counsel for Petitioner/Pro Se

**Mailing Certificate**

I certify that I have mailed the Notice to Submit for Decision on Petitioner's Verified Petition for Expungement and Sealing of Records to the prosecuting attorney at the following address:

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